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IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

RAYMOND RILEY, et al.

Plaintiffs,

No. C 08-01931 JSW

v.

**ORDER VACATING HEARING
DATE**

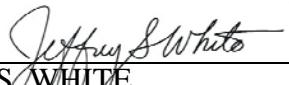
NATIONAL TOBACCO COMPANY, LP,

Defendant.
_____/

This matter is set for a hearing on June 20, 2008, on Defendant's Motion to Dismiss, Stay or Transfer in Favor of First-Filed Action in New York, having considered the parties' pleadings, the Court finds the matter suitable for disposition without oral argument and HEREBY VACATES the hearing date. *See* N.D. Civ. L.R. 7-1(b). The matter is deemed submitted and a written ruling shall issue in due course.

IT IS SO ORDERED.

Dated: June 10, 2008



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE